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In re application of
Junji Nakanishi et al.
Serial No. 10/084,182
Filed: February 28, 2002
For: CHEMICALLY AMPLIFYING TYPE POSITIVE RESIST
COMPOSITION

DECISION ON
PETITION

This is a response to the RESPONSE TO NOTICE OF ABANDONMENT AND CONDITIONAL PETITION TO REVIVE, filed June 04, 2004 and resubmitted February 14, 2005. The response asks that the abandonment, as set forth in the Notice of Abandonment of April 05, 2004, be withdrawn since the applicant did timely file a response on February 13, 2004. (Copies of the papers filed February 13, 2004 are attached to the instant petition as well as a copy of the USPTO date stamped postcard receipt.)

DECISION

The instant request has been accepted as a petition to withdraw the holding of abandonment under the provisions of 37 CFR 1.181 (no fee) - no abandonment-in-fact. A review of the USPTO application file reveals that applicant's response were properly filed on February 13, 2004 in view of the fact that the originally filed papers having a Patent and Trademark Office date stamp of February 13, 2004 thereon have been located in the USPTO application file. Accordingly, any holding of abandonment is hereby vacated, and the application has been returned to pending status.

The application shall be forwarded to the examiner for processing and consideration of the papers filed February 13, 2004.

The Petition is GRANTED.

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